



Patent  
Attorney's Docket No. 002076-005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
F. Abel PONCE DE LEON et al. )  
Application No.: 09/127,738 ) Group Art Unit: 1651  
Filed: August 3, 1998 ) Examiner: Unassigned  
For: PRODUCTION OF AVIAN EMBRYONIC )  
GERM (EG) CELL LINES BY )  
PROLONGED CULTURING OF PGC'S, )  
USE THEREOF FOR CLONING AND )  
CHIMERIZATION )

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

**BOX: MISSING PART**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(e) dated August 19, 1998, enclosed please find:

- a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of [ ] \$65.00  \$130.00 as set forth in 37 C.F.R. § 1.16(e);  
 Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.
- a Declaration Claiming Small Entity Status, and a Request for Refund;
- a Petition for Extension of Time;
- a verified English translation of the Application, and the \$130.00 fee as set forth in 37 C.F.R. § 1.17(k);
- an Assignment document and the \$40.00 Assignment Recording Fee;
- other \_\_\_\_\_;
- a check in the amount of \$ 240.00 for the fee due; and
- charge \$ \_\_\_\_\_ to Deposit Account No.02-4800 for the fee due.

Transmittal Letter for Missing Parts of Application  
Application No. 09/127,738  
Attorney's Docket No. 002076-005  
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The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
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By: Robin L. Teskin  
Robin L. Teskin  
Registration No. 35,030

Date: October 23, 1998



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/127,738 08/03/98 PONCE DE LEON F 002076-005

ROBIN L TESKIN  
BURNS DOANE SWECKER & MATHIS  
P O BOX 1404  
ALEXANDRIA VA 22313-1404



NOT ASSIGNED

1651

08/19/98

DATE MAILED:

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 150.

1. The statutory basic filing fee is:

- missing.  
 insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

01 FC:105

130.00 00  
Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

002076-005  
AUG 20 1998

RET

*John Klein*  
*A copy of this notice MUST be returned with the reply.*

8-21-98

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE